

Rule Summary and Fiscal Analysis (Part A)**Department of Aging**

Agency Name

Division

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173-6-04

Rule Number

NEW

TYPE of rule filing

Rule Title/Tag Line

Enrollment process for those eighteen to fifty-nine years of age.**RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **No**

2. Are you proposing this rule as a result of recent legislation? **No**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**

4. Statute(s) authorizing agency to adopt the rule: **173.02, 173.06**

5. Statute(s) the rule, as filed, amplifies or implements: **173.06**

6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

ODA has reviewed rules 173-6-03 and 173-6-04 of the Administrative Code in accordance with Sub. H. B. No. 473 (121st G. A.) and section 119.032 of the Revised Code, which require a state agency to review each rule every five years to determine whether to continue without change, to amend, or to rescind a rule. After that review, ODA decided to consolidate the enrollment and card-issuance language from rule 173-6-03 of the Administrative Code and the enrollment language from rule 173-6-04 of the Administrative Code into a single proposed new rule for those over eighteen to fifty-nine years of age (and another proposed new rule for those sixty years of age or older).

This proposed new rule was posted on the ODA web site for a public comment period on April 11, 2007. Because ODA received no objection to this proposed new rule, ODA is now filing this proposed new rule to replace a portion of rule 173-6-03 of the Administrative Code and a portion of rule 173-6-04 of the Administrative Code, which are simultaneously being proposed for rescission.

7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; if the rule type is RESCISSION, NEW or NO CHANGE, then summarize the content of the rule:

This proposed new rule would:

[1] Outline the enrollment procedures for those individuals who are residents of Ohio, who are totally and permanently disabled, who are eighteen to fifty-nine years of age, and who wish to enroll in the Golden Buckeye program. Compared to the language in rule 173-6-04 of the Administrative Code that this proposed new rules replaces, this proposed new rule allows the individual to apply online;

[2] Outline the enrollment procedures to be taken by a sign-up site once it receives an application from an individual;

[3] Outline the enrollment procedures to be taken by ODA once it receives an application from an individual or from a sign-up site;

[4] Declare that, once a Golden Buckeye Card is issued, it does not become valid until it is signed by the cardholder;

[5] Declare that, once a Golden Buckeye Card is signed, it shall remain valid for the remaining life of the cardholder, unless revoked by ODA due to a fraudulent application or due to fraudulent use of the card;

[6] Declare that a cardholder may not transfer a Golden Buckeye Card to any other person; and,

[7] State three options that can be taken by a cardholder to replace a lost, stolen, or damaged card.

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

Not Applicable.

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

Not Applicable.

12. 119.032 Rule Review Date:

(If the rule is not exempt and you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: If the rule is not exempt at the time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

FISCAL ANALYSIS

13. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on revenues or expenditures.

\$0.00

ODA anticipates that this proposed new rule will have no impact upon the budget of ODA established by the Ohio General Assembly.

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

GRF-490-405 Golden Buckeye Card

15. Provide a summary of the estimated cost of compliance with the rule to all directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

COST OF COMPLIANCE FOR AN INDIVIDUAL: To those Ohio residents between the age of eighteen and fifty-nine who are totally and permanently disabled who choose to enroll, the only cost to the individual will be a few minutes of time to complete the application and demonstrate proof of age and total and permanent disability, which is customarily demonstrated by showing a Medicare card, a letter of determination from the Social Security Administration or from a public employees retirement system.

.....
The Golden Buckeye Card and any replacement Golden Buckeye Cards that might be requested would be provided free of charge to the cardholder.

BENEFIT FOR AN INDIVIDUAL: Enrollment into the Golden Buckeye program will provide the cardholder with access to benefits and discounts from numerous providers across Ohio.

COST OF COMPLIANCE TO A SIGN-UP SITE: Any entity wishing to be a sign-up site for the Golden Buckeye program may do so voluntarily. For the entity that becomes authorized by ODA to be a sign-up site, the only cost of compliance will be to take a few minutes to see that an individual has fully completed the short application, to verify proof of age, to document the name of the sign-up site on the application, and to submit the application to ODA for final processing.

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**